

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**JYSON PHILLIPS,**

**Plaintiff,**

**v.**

**INTERNATIONAL FREIGHT  
SERVICES, INC. D/B/A USA TRUCK,  
INC. AND MICHAEL HAMMOND,**

**Defendants.**

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**CIVIL ACTION NO. 2:13-cv-01121**

**JURY**

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**JOINT MOTION FOR ENTRY OF  
AGREED ORDER OF DISMISSAL WITH PREJUDICE**

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1. Plaintiff, Jyson Phillips ("Phillips), and Defendants, USA Truck, Inc., and Michael Hammond ("Hammond") (collectively, "the Parties"), move the Court for entry of a Joint Motion for Entry of Agreed Order of Dismissal With Prejudice. In support of their Motion, the Parties are filing concurrently herewith a proposed Agreed Order of Dismissal with Prejudice.

2. Phillips, USA Truck, Inc. and Hammond have now compromised and settled the case and there are no longer any issues in controversy relating to the claims and/or causes of action made by Phillips. Phillips, USA Truck, Inc. and Hammond ask that the Court permanently remove this case from the Court's docket and dismiss all causes of action asserted by Phillips against USA Truck, Inc. and Hammond with prejudice to the re-filing of same.

Respectfully submitted,

**NEGEM & WORTHINGTON**

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**ATTORNEYS FOR DEFENDANTS  
USA TRUCK, INC. AND MICHAEL  
HAMMOND**

**CERTIFICATE OF SERVICE**

This is to certify that on this the 1<sup>st</sup> day of December, 2014, a true and correct copy of the foregoing instrument is being served on all counsel of record, as follows:

**VIA ECF AND FACSIMILE**

Jimmy M. Negem  
Joe M. Worthington  
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**VIA ECF AND FACSIMILE**

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s/ Brian J. Fisher

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Brian J. Fisher